

MAR 23 2009

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& PRESSER, P.C.**

# Fax

**To: Examiner: Philip Robert Smith From: Thomas Spinelli  
Group Art Unit: 3739**

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**Fax: 571-273-8300 Pages: 22 including fax cover sheet**

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**Phone: USSN: 10/792,237 Date: March 23, 2009**

**Re: Filed: 03-03-2004  
Inventor: Manabu Fujita et al.  
Our Docket: 17517**

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**Urgent**  **For Review**  **Please Comment**  **Please Reply**  **Please Recycle**

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**• Comments:**

Attached for entry into the above application are:

- 1) Amendment Transmittal Letter (in duplicate)
- 2) AMENDMENT AND RESPONSE UNDER 37 C.F.R. §1.111
- 3) Certificate of Facsimile Transmission dated March 23, 2009

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**CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)**

Applicant(s): Manabu Fujita et al.

Docket No.

17517

Application No.

10/792,237

Filing Date

March 3, 2004

Examiner

Philip Robert Smith

Group Art Unit

3739

Invention: CAPSULAR MEDICAL SYSTEM WITH WIRELESS COMMUNICATION

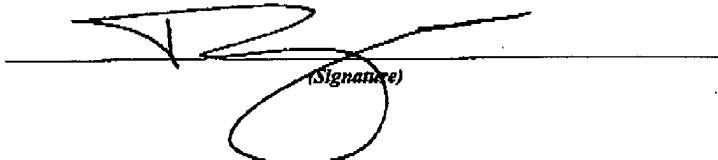
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## AMENDMENT TRANSMITTAL LETTER (Large Entity)

Applicant(s): Manabu Fujita, et al.

Docket No.  
17517

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/792,237	March 3, 2004	Philip Robert Smith	23389	3739	4668

Invention: CAPSULAR MEDICAL SYSTEM WITH WIRELESS COMMUNICATION

COMMISSIONER FOR PATENTS:

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

## CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	17	21 =	0	x \$52.00	\$0.00
INDEP. CLAIMS	13	17 =	0	x \$220.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00

No additional fee is required for amendment.

Please charge Deposit Account No. in the amount of

A check in the amount of to cover the filing fee is enclosed.

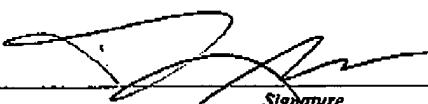
The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 19-1013/SSMP

Any additional filing fees required under 37 C.F.R. 1.16.

Any patent application processing fees under 37 CFR 1.17.

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Signature

Thomas Spinelli  
Registration No.: 39,533  
Scully, Scott, Murphy & Presser, P.C.

Dated: March 23, 2009

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**CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)**

Applicant(s): Manabu Fujita et al.

Docket No.  
17517

Application No.

10/792,237

Filing Date

March 3, 2004

Examiner

Philip Robert Smith

Group Art Unit

3739

Invention: CAPSULAR MEDICAL SYSTEM WITH WIRELESS COMMUNICATION

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**AMENDMENT AND RESPONSE UNDER 37 C.F.R. §1.111**

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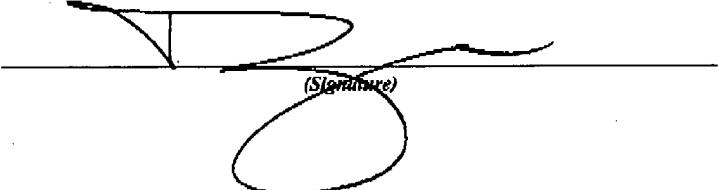
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AMENDMENT TRANSMITTAL LETTER (Large Entity)					Docket No.	
Applicant(s): Manabu Fujita, et al.					17517	
Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.	
10/792,237	March 3, 2004	Philip Robert Smith	23389	3739	4668	
Invention: CAPSULAR MEDICAL SYSTEM WITH WIRELESS COMMUNICATION						
<u>COMMISSIONER FOR PATENTS:</u>						
Transmitted herewith is an amendment in the above-identified application.						
The fee has been calculated and is transmitted as shown below.						
CLAIMS AS AMENDED						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	17 -	21 =	0	x \$52.00	\$0.00	
INDEP. CLAIMS	13 -	17 =	0	x \$220.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00	

- No additional fee is required for amendment.
- Please charge Deposit Account No. \_\_\_\_\_ in the amount of \_\_\_\_\_.
- A check in the amount of \_\_\_\_\_ to cover the filing fee is enclosed.
- The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 19-1013/SSMP.
  - Any additional filing fees required under 37 C.F.R. 1.16.
  - Any patent application processing fees under 37 CFR 1.17.
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Dated: March 23, 2009

Thomas Spinelli  
Registration No.: 39,533  
Scully, Scott, Murphy & Presser, P.C.

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PAGE 22/22 \* RCVD AT 3/23/2009 5:48:16 PM [Eastern Daylight Time] \* SVR:USPTO-EFXRF-5/30 \* DNI:2738300 \* CSID:516 742 4366 \* DURATION (mm:ss)02:54

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Manabu Fujita, et al. Examiner: Philip Robert Smith  
Serial No.: 10/792,237 Art Unit: 3739  
Filed: March 3, 2004 Docket: 17517  
For: CAPSULAR MEDICAL SYSTEM WITH Dated: March 23, 2009  
WIRELESS COMMUNICATION  
Conf. No.: 4668

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA. 22313-1450

**AMENDMENT AND RESPONSE UNDER 37 C.F.R. §1.111**

Sir:

In response to an Office Action of the U.S. Patent and Trademark Office mailed on December 23, 2008, please amend the subject application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks** begin on page 15 of this paper.

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**CERTIFICATION OF FACSIMILE TRANSMISSION**

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Dated: March 23, 2009

Thomas Spinelli